

From: MCCLINCY Matt
To: ["Weaver, Elizabeth M.";](#) ["MCCLINCY Matt";](#) ["Edwards, Deborah A"](#)
Cc: [Alex Liverman;](#) [Cora, Lori;](#) ["BAYUK Dana";](#) ["Gary.Gengel@lw.com";](#) ["Pietrogallo, George";](#) ["Jonathan Nuwer \(jnuwer@newfields.com\)";](#) ["jweis@hk-law.com";](#) ["kevin.j.vaughan@exxonmobil.com";](#) ["PARRETT Kevin";](#) ["Racioppi, Len M";](#) ["Michelle@verislawgroup.com";](#) ["mwschneider@perkinscoie.com";](#) ["Nicole.McLaughlin@MillerNash.com";](#) ["SEIDEL Paul";](#) ["GREENFIELD Sarah";](#) [Sheldrake, Sean;](#) ["stephen.goodman@millernash.com"](#)
Subject: RE: Response to ExxonMobil Letters to DEQ
Date: Wednesday, September 20, 2017 4:13:16 PM

Hi Elizabeth,

DEQ is unclear as to the objectives of the meeting and request that they be specified.

Correspondence from ExxonMobil to DEQ and EPA conveyed concerns about source control at several areas within Portland Harbor, including the Gasco site. DEQ agreed to meet with the understanding that we would listen to ExxonMobile's concerns and discuss those concerns in the context of source control work within Portland Harbor. The scope of the proposed agenda is not consistent with our understanding of the meeting as it focuses almost entirely and in detail on the NW Natural Gasco site. In particular, the objectives of agenda subtopics A, B, and C, under topics III, IV and V go beyond the scope of what we anticipated discussing. Given the Gasco Site appears to be the focus of the agenda, and our regulatory relationship with NW Natural, DEQ believes it may be inappropriate to meet on the proposed agenda without NW Natural's participation. Finally, DEQ is currently resource limited such that we will not be able to make a meeting in Seattle. We request that the meeting be held in Portland, but we can participate remotely if it must be held in Seattle.

Matt McClincy

From: Weaver, Elizabeth M. [mailto:elizabeth.weaver@nortonrosefulbright.com]
Sent: Monday, September 18, 2017 5:18 PM
To: 'MCCLINCY Matt'; 'Edwards, Deborah A'
Cc: LIVERMAN Alex; 'Cora, Lori'; 'BAYUK Dana'; 'Gary.Gengel@lw.com'; 'Pietrogallo, George'; 'Jonathan Nuwer (jnuwer@newfields.com)'; 'jweis@hk-law.com'; 'PARRETT Kevin'; 'Racioppi, Len M'; 'Michelle@verislawgroup.com'; 'mwschneider@perkinscoie.com'; 'Nicole.McLaughlin@MillerNash.com'; 'SEIDEL Paul'; 'GREENFIELD Sarah'; 'Sheldrake, Sean'; 'stephen.goodman@millernash.com'; 'kevin.j.vaughan@exxonmobil.com'
Subject: RE: Response to ExxonMobil Letters to DEQ

[Apologies, with agenda attached this time.](#)

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NORTON ROSE FULBRIGHT

From: Weaver, Elizabeth M.

Sent: Monday, September 18, 2017 4:48 PM

To: 'MCCLINCY Matt'; 'Edwards, Deborah A'

Cc: LIVERMAN Alex; Cora, Lori; BAYUK Dana; 'Gary.Gengel@lw.com'; Pietrogallo, George; Jonathan Nuwer (jnuwer@newfields.com); jweis@hk-law.com; PARRETT Kevin; Racioppi, Len M; 'Michelle@verislawgroup.com'; mwschneider@perkinscole.com; 'Nicole.McLaughlin@MillerNash.com'; SEIDEL Paul; GREENFIELD Sarah; Sheldrake, Sean; 'stephen.goodman@millernash.com'; kevin.j.vaughan@exxonmobil.com

Subject: RE: Response to ExxonMobil Letters to DEQ

Mr. McClincy,

Attached is the draft agenda prepared by ExxonMobil and the other PRPs interested in participating in the upcoming meeting regarding the Gasco Site. We are hoping to schedule the meeting in Seattle by mid-October at the latest. If ODEQ and EPA Region 10 folks will suggest some times that will work for them, I will coordinate among the industrial parties to find the time that works best for the most attendees. Thank you.

Best regards,
Elizabeth

Elizabeth M. Weaver | Partner

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NORTON ROSE FULBRIGHT

From: MCCLINCY Matt [<mailto:matt.mcclincy@state.or.us>]

Sent: Thursday, September 14, 2017 4:53 PM

To: 'Edwards, Deborah A'

Cc: LIVERMAN Alex; Cora, Lori; BAYUK Dana; Weaver, Elizabeth M.; 'Gary.Gengel@lw.com'; Pietrogallo, George; Jonathan Nuwer (jnuwer@newfields.com); jweis@hk-law.com; PARRETT Kevin; Racioppi, Len M; 'Michelle@verislawgroup.com'; 'mwschneider@perkinscole.com'; 'Nicole.McLaughlin@MillerNash.com'; SEIDEL Paul; Bob Wyatt; GREENFIELD Sarah; Sheldrake, Sean; 'stephen.goodman@millernash.com'

Subject: RE: Response to ExxonMobil Letters to DEQ

Hi Deborah,

I will look for the proposed agenda. The referenced Portland Harbor Source Control Summary Report does not include project specific stormwater data. Instead, it provides the status of source control efforts and measures at site specific, georegion and Portland Harbor project-wide scales most of which have been implemented since the 2007-2008 Portland Harbor remedial Investigation stormwater data was obtained. The report also provides qualitative assessments of the potential for sediment recontamination from the stormwater pathway and identifies planned monitoring, assessments and source control measures where necessary.

The DEQ Gasco and Portland Harbor source control teams look forward to meeting with you and EPA to obtain a better understanding of ExxonMobil's concerns and share our source control perspectives at the Gasco site and other areas of concern identified by ExxonMobil. As the stormwater efforts at the Gasco site are still a work in progress, I believe it will be more efficient for

us to walk you through the stormwater source control program rather than refer you to disjointed technical reports.

Please remove Richard Whitman from the cc list on future emails. Again, I look forward to the discussion in October.

Matt McClincy

From: Edwards, Deborah A [<mailto:deborah.a.edwards@exxonmobil.com>]
Sent: Thursday, September 14, 2017 9:05 AM
To: MCCLINCY Matt
Cc: Cora, Lori; BAYUK Dana; 'Gary.Gengel@lw.com'; jweis@hk-law.com; PARRETT Kevin; 'Michelle@verislawgroup.com'; 'mwschneider@perkinscole.com'; 'Nicole.McLaughlin@MillerNash.com'; SEIDEL Paul; WHITMAN Richard; Bob Wyatt; Sheldrake, Sean; 'stephen.goodman@millernash.com'; Racioppi, Len M; Pietrogallo, George; Jonathan Nuwer (jnuwer@newfields.com); Weaver, Elizabeth M.
Subject: RE: Response to ExxonMobil Letters to DEQ

Matt, Thanks for your letter. We have been in contact with Sean Sheldrake and are trying to land on a date for a joint meeting between the interested companies, ODEQ, and USEPA region 10. WE are working on a proposed agenda which we hope to submit to ODEQ and region 10 this week. In the interim, ODEQ has indicated that new data re. stormwater source control at Gasco exist specifically referencing the Portland Harbor Upland Source Control Summary Report (2016). ExxonMobil was wondering if there were additional technical reports produced by Gasco that exist that could be reviewed prior to our joint meeting; reports that perhaps focus in more detail on the GASCO site. If you or your staff could point us to those documents we would appreciate that information and this may help to streamline our meeting. Thank you for your attention to this matter. Deb Edwards

From: MCCLINCY Matt [<mailto:matt.mcclincy@state.or.us>]
Sent: Friday, August 25, 2017 7:50 PM
To: Edwards, Deborah A <deborah.a.edwards@exxonmobil.com>
Cc: Cora, Lori <cora.lori@epa.gov>; BAYUK Dana <dana.bayuk@state.or.us>; 'Gary.Gengel@lw.com' <gary.gengel@lw.com>; jweis@hk-law.com; PARRETT Kevin <kevin.parrett@state.or.us>; 'Michelle@verislawgroup.com' <michelle@verislawgroup.com>; 'mwschneider@perkinscole.com' <mwschneider@perkinscole.com>; 'Nicole.McLaughlin@MillerNash.com' <nicole.mclaughlin@millernash.com>; SEIDEL Paul <paul.seidel@state.or.us>; WHITMAN Richard <richard.whitman@state.or.us>; Bob Wyatt <rjw@nwnatural.com>; Sheldrake, Sean <sheldrake.sean@epa.gov>; 'stephen.goodman@millernash.com' <stephen.goodman@millernash.com>
Subject: Response to ExxonMobil Letters to DEQ

Hi Deborah,

Attached is DEQ's response to recent letters you sent to DEQ Director Whitman regarding the NW Natural Gasco site and Portland Harbor source control concerns. Please contact me if you have any questions or to coordinate a meeting.

Also, I do not have email addresses for John Frankenthal and Greg Jacoby and ask that you forward this email and attachment to them.

Regards,

Matt McClincy
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Northwest Region
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